



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
ALEXANDRIA, VA 22313-1450
WWW.USPTO.GOV

Paper No. None

MANELLI DENISON & SELTER
2000 M STREET NW SUITE 700
WASHINGTON DC 20036-3307

COPY MAILED

FEB 25 2004

OFFICE OF PETITIONS

In re Application of :
Robert Meurer :
Application No. 10/633,032 : DECISION GRANTING PETITION
Filed: August 4, 2003 :
Attorney Docket No. 62-308-mow :
Title: MOWER ACCESSORY FOR :
ATTACHMENT TO A FRONT END OF A :
SKID-STEER LOADER :

This is a decision on the petition filed November 5, 2003 requesting that pages three and four (3 and 4) of the specification be accorded a filing date of August 4, 2003 as part of the original disclosure.

The application was deposited on August 4, 2003. However, on November 3, 2003, the Office of Initial Patent Examination (OIPE) mailed a "Notice of Omitted Item(s) in a Nonprovisional Application- Filing Date Granted" (notice), stating that the application had been accorded a filing date of August 4, 2003 and that the application appeared to have been deposited without pages three and four (3 and 4) of the specification.

In response, on November 5, 2003, Petitioner filed the present petition. The petition is further accompanied by the petition fee, pages three and four (3 and 4) of the specification, and a copy of applicants' postcard receipt acknowledging receipt of "Specification [12] pages" in the United States Patent and Trademark Office (Office) on August 4, 2003. Petitioner requests that the application, including pages three and four (3 and 4) of the specification be accorded a filing date August 4, 2003.

Upon review of the record, the above-mentioned pages have not been located in the electronic file. However, the evidence is convincing that the application papers deposited on August 4, 2003 included pages three and four (3 and 4) of the specification, and these pages were subsequently misplaced in the Office.

Therefore, the application, including pages three and four (3 and 4) of the specification, was complete on filing and entitled to a filing date of August 4, 2003, as part of the original disclosure.

Accordingly, the petition is **GRANTED**.

The notice mailed November 3, 2003 was sent in error, and is hereby **VACATED**. Therefore, no petition fee is necessary. The petition fee of \$130 will be refunded to Petitioner's Deposit Account.

The application file is being returned to the Office of Initial Patent Examination for further processing with a filing date of August 4, 2003, using the papers submitted on that date as well as pages three and four (3 and 4) of the specification submitted with the instant petition.

Any inquiries related to this decision should be directed to the undersigned at (703) 305-0011.



Paul Shanowski
Attorney
Office of Petitions
United States Patent and Trademark Office